

Federal Communications Commission

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of)	
)	
Rulemaking To Amend Parts 1, 2, 21, and 25)	CC Docket No. 92-297
Of the Commission's Rules to Redesignate)	
The 27.5-29.5 GHz Frequency Band, To)	
Reallocate the 29.5-30.0 GHz Frequency)	
Band, To Establish Rules and Policies for)	
Local Multipoint Distribution Service)	
And for Fixed Satellite Services)	
)	
Petitions for Reconsideration of the)	
Denial of Applications for Waiver of the)	
Commission's Common Carrier Point-to-)	
Point Microwave Radio Service Rules)	
)	
Suite 12 Group Petition for)	PP-22
Pioneer Preference)	

ERRATUM

Released: April 7, 1997

1. This *Erratum* corrects portions of the text and the final rules in the *Second Report and Order, Order on Reconsideration, and Notice of Proposed Rulemaking* in the above captioned proceeding, FCC 97-82, which was released by the Commission on March 13, 1997. These errors were corrected prior to publication of the *Second Report and Order, Order on Reconsideration, and Notice of Proposed Rulemaking* in the Federal Register and the FCC Record.

2. The text of paragraph 135 of the *Second Report and Order, Order on Reconsideration, and Notice of Proposed Rulemaking* is revised in the last sentence to read as follows: ``The request of CellularVision for a pioneer's preference is subject to the peer review process we

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establish in this Report and Order,¹⁹⁵ and issues concerning the pioneer's preference license for the portion of the New York BTA lying outside the NYPMSA already licensed to CellularVision are pending the outcome of such review process and final disposition of its preference request."

3. Section 1.1307 of the rules is revised in the title by removing the word ``which" the first time it appears in the title and replacing it with the word ``that"; the title to Section 1.1307 of the rules should be in bold and read as follows: ``**§ 1.1307 Actions that may have a significant environmental effect, for which Environmental Assessments (EAs) must be prepared**."

4. Section 101.109 of the rules is revised in paragraph (c) by removing the entry ``31,100 to 31,075" and replacing it with the entry ``31,000 to 31,075".

5. Section 101.1003 of the rules is revised in paragraph (d) by amending that paragraph to read as follows:

``(d) Significant overlap with authorized or franchised service area. For purposes of paragraph (a) of this section, a significant overlap of an incumbent LEC's or incumbent cable company's authorized or franchised service area occurs when at least 10 percent of the population of the LMDS licensed service area, as determined by the 1990 census figures for the counties contained in such service area, is within the authorized or franchised service area."

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¹⁹⁵ See para. 442, *infra*.